



04-3801
GRAYCARY. TECHNOLOGY'S LEGAL EDGE®

4365 Executive Drive, Suite 1600 #17
San Diego, CA 92121-2189
www.graycary.com

05/01/2001 SDIRETA1 00000096 09336672

01 FC:231
02 FC:203

355.00 OP
108.00 OP

O] 858-677-1456
F] 858-677-1465

April 26, 2001

RECEIVED

MAY 03 2001

TECH CENTER 1600/2900

BOX CPA

Commissioner for Patents
Washington, D.C. 20231

Re: Attorney Docket No.: SCRIP1100

This paper is a request for a **Continued Prosecution Application** under 37 C.F.R. § 1.53 (d) of:

Applicants: Matthias Von Herrath
Title: COMPOSITIONS AND METHODS FOR THE TREATMENT
OR PREVENTION OF AUTOIMMUNE DIABETES
Prior U.S. Application No.: 09/336,672
Filing date: June 17, 1999

The prior application was complete as defined by 37 C.F.R. 1.51(b), or was a national stage of an international application filed in compliance with 35 U.S.C. § 371.

This request for a CPA is the reference to the prior application noted above as required by 35 U.S.C. § 120. Kindly abandon the prior application in favor of the continued proceedings that are requested herein.

The prior application is assigned of record to THE SCRIPPS RESEARCH INSTITUTE, by virtue of an Assignment recorded on the Patent and Trademark Office October 28, 1999 at Reel/Frame 010350/0891.

This request includes 2 sheets, and the following:

- Preliminary Amendment with Exhibits A, B, and C (40 pages);
- Petition for Extension of Time;
- Check in the amount of \$463.00; and
- Return postcard.

05/01/2001 SDIRETA1 00000094 09336672

01 FC:231 355.00 OP

Void date: 05/01/2001 SDIRETA1

05/01/2001 SDIRETA1 00000094 09336672
01 FC:231 -355.00 OP

Void date: 05/01/2001 SDIRETA1

05/01/2001 SDIRETA1 00000094 09336672
02 FC:203 -108.00 OP

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NO.: **EL476995688US**

DATE OF DEPOSIT: **April 26, 2001**

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 C.F.R. § 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: BOX CPA, COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231

MARGARET J. PIERCE

(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)

Margaret J. Pierce **April 26, 2001**
(SIGNATURE OF PERSON MAILING PAPER OR FEE) (Date)

RECEIVED

Docket No.: SCRIP1100

MAY 03 2001

BOX CPA

Page Two

TECH CENTER 1600/2900

The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is incorporated by reference herein.

This application is entitled to small entity status. Fees are being paid herein at a small entity rate.

Basic filing fee	\$355.00
Total claims in excess of 20 times \$9.00	108.00
Independent claims in excess of 3 times \$40.00	0.00
Multiple dependent claims	0.00
Total filing fee:	<hr/> \$463.00

A check in the total amount of \$463.00 for the filing fee is enclosed. Please charge the Petition fee and any other required fees, or credit any overpayment, to Deposit Account No.: 50-1355, referencing the attorney docket number shown above.

If this application is found to be INCOMPLETE, or if a telephone conference would otherwise be helpful, please telephone the undersigned.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Lisa A. Haile, J.D., Ph.D.
GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1600
San Diego, CA 92121-2189

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP



Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

Telephone: (858) 677-1456

Facsimile: (858) 677-1465

Customer Number 28213

Enclosures